



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

CRS

Docket No: 4342-99

3 August 2000



Dear [REDACTED]:

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10, United States Code, Section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 2 August 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found that you enlisted in the Navy on 16 October 1947. The record reflects that you received three nonjudicial punishments. The offenses included an unauthorized absence of three days, having a patient's radio in your possession, and failing to complete detail in the main quarters. Subsequently, on 8 October 1950 a casualty report showed that you were diagnosed with combat exhaustion and were hospitalized until 17 October 1950. On 15 October 1951 you were honorably discharged at the expiration of your enlistment.

After careful and conscientious consideration of the entire record, the Board found no evidence that would support your claim for an award of the Purple Heart. In this regard, there is no evidence in your medical record to support your contention that you were wounded in the right shoulder. Additionally, the Board noted that in 1999, the Veterans Administration denied you benefits despite the claim that you were wounded in the right shoulder, based on a lack of evidence. Accordingly, your application has been denied. The names and votes of the members

of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER  
Executive Director